



PATENT
Attorney Docket No. 205071

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

White et al.

Group Art Unit: 3632

Application No. 10/045,572

Examiner: Tan Le

Filed: October 23, 2001

For: RETAINER CLIP FOR MOUNTING
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INFORMATION DISCLOSURE STATEMENT

GROUP 3600

Commissioner for Patents
Alexandria, VA

Pursuant to 37 CFR 1.97 and 1.98, the references listed on the enclosed Form PTO-1449 and/or Substitute Form PTO-1449 ("Form 1449") are submitted for consideration by the Examiner in the examination of the above-identified patent application.

The full consideration of the references in their entirety by the Examiner is respectfully requested and encouraged. Also, it is respectfully requested that the references be entered into the record of the present application and that the Examiner place his or her initials in the appropriate area on the enclosed Form 1449, thereby indicating the Examiner's consideration of each of the references.

The submission of the references listed on the Form 1449 is for the purpose of providing a complete record and is not a concession that the references listed thereon are prior art to the invention claimed in the patent application. The right is expressly reserved to establish an invention date earlier than the above-identified filing date in order to remove any reference submitted herewith as prior art should it be deemed appropriate to do so.

Further, the submission of the references is not to be taken as a concession that any reference represents art that is relevant or analogous to the claimed invention. Accordingly, the right to argue that any reference is not properly within the scope of prior art relevant to an examination of the claims in the above-identified application is also expressly reserved.

The Information Disclosure Statement is being filed:

- ☐ **within** any one of the following time periods: (a) within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d); (b) within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 of an international application; (c) before the mailing date of a first Office Action on the merits; or (d) before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

- ☒ **after** (a), (b), (c) or (d) above, but before the mailing date of a final action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and includes *one* of:
- ☒ the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below).
- or*
- ☐ the fee of \$180 set forth in 37 CFR 1.17(p) (see "Fees" below).
- ☐ **after** the mailing date of a final action under 37 CFR 1.113 or a Notice of Allowance under 37 CFR 1.311, or an action that otherwise closes prosecution in the application, and on or before payment of the issue fee, and includes the Statement under 37 CFR 1.97(e) (see "Statement under 37 CFR 1.97(e)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).
- ☐ **after** the mailing date of a Notice of Allowance under 37 CFR 1.311, and on or before payment of the issue fee, and **within** thirty days of receiving each item of information contained in the Information Disclosure Statement, and includes the Statement under 37 CFR 1.704(d) (see "Statement under 37 CFR 1.704(d)" below), and the fee of \$180 as set forth in 37 CFR 1.17(p) (see "Fees" below).

NOTE: This is for original applications except applications for a design patent, filed on or after May 29, 2000, wherein a paper containing only an Information Disclosure Statement in compliance with 37 CFR 1.97 and 1.98 is being filed.

Copies of the References

- ☒ Copies of the references listed on the enclosed Form 1449 are enclosed herewith. Attached to each reference not in the English language is a concise explanation of the relevance pursuant to 37 CFR 1.98(a)(3).
- ☒ A copy of the foreign search report is enclosed herewith.
- ☐ The references listed on the enclosed Form 1449 were previously identified in the parent application(s) of the present application, and copies of the references were furnished at that time. Accordingly, additional copies of the references are not submitted herewith, so as not to burden the file with duplicate copies of references. The Examiner is respectfully requested to carefully review the references in accordance with the requirements set out in the Manual of Patent Examining Procedure. In accordance with 37 CFR 1.98(d), the details of the parent application(s) relied upon for an earlier filing date under 35 USC 120 in which copies of the references were previously furnished are set out below:

U.S. APPLICATIONS		Status (<i>check one</i>)		
U.S. APPLICATIONS	U.S. FILING DATE	PATENTED	PENDING	ABANDONED
1.				
2.				
3.				

Statement under 37 CFR 1.97(e)

- ☒ The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Information Disclosure Statement. Note that document no. CI corresponds to U.S. patent 5,653,550, which was previously made of record in the application.
- ☐ The **undersigned** hereby states that no item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign patent application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in the Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

Statement under 37 CFR 1.704(d)

- ☐ The **undersigned** hereby states that each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 CFR 1.56(c) more than thirty days prior to the filing of the Information Disclosure Statement.

Fees

- ☒ No fee is owed by the applicant(s).
- ☐ The **IDS Fee of \$180** under 37 CFR 1.17(p) is enclosed herewith.

Method of Payment of Fees

- ☐ Attached is a check in the amount of \$.
- ☐ Charge Deposit Account No. 12-1216 in the amount of \$. (A duplicate copy of this communication is enclosed for that purpose.)

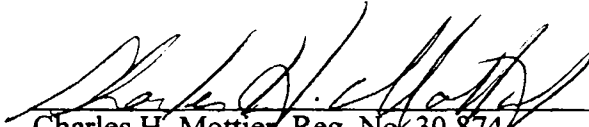
In re Appln. of White et al.
Application No. 10/045,572

Authorization to Charge Additional Fees

- ☒ If any additional fees are owed in connection with this communication, please charge Deposit Account No. 12-1216. (A duplicate copy of this communication is enclosed for that purpose.)

Instructions as to Overpayment

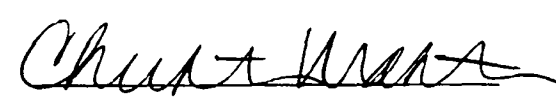
- ☒ Credit Account No. 12-1216.
☐ Refund


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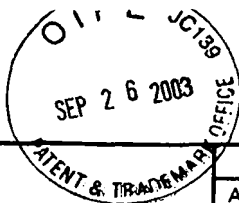
Date: June 24, 2003

CERTIFICATE OF MAILING

I hereby certify that this INFORMATION DISCLOSURE STATEMENT (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop , Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: June 24, 2003 

IDS (Rev. 2/1/2001)



INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Sheet

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of

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Application Number

10/045.572

Filing Date

Octob r 23, 2001

First Named Inventor

White et al.

Group Art Unit

3632

Examiner Name

Tan L

Attorney Docket Number

205071

[illegible][illegible]

OTHER - NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Doc. No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number (s), publisher, city and/or country where published.	Translation	
			Yes	No**

Date Considered

- * An English-language equivalent patent, or an English-language abstract, or an English-language version of the search report or action by a foreign patent office in a counterpart foreign application indicating the degree of relevance found by the foreign office is being submitted in lieu of a concise explanation of relevance under 37 CFR 1.98(a)(3).



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Patentamt

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abteilung

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Patent Office

Branch at
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Search
division

Office européen
des brevets

Département à
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Division de la
recherche

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6-8 Swakeleys Road
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Uxbridge UB10 8BZ
GRANDE BRETAGNE



Datum/Date

04.06.03

Zeichen/Ref./Réf.

4/20/E01392EP

Anmeldung Nr./Application No./Demande n°/Patent Nr./Patent No./Brevet n°.

02254628.7-2303-

Anmelder/Applicant/Demandeur/Patentinhaber/Propriétaire/Titulaire

ELKAY MANUFACTURING COMPANY

COMMUNICATION

The European Patent Office herewith transmits as an enclosure the European search report for the above-mentioned European patent application.

If applicable, copies of the documents cited in the European search report are attached.

☒ Additional set(s) of copies of the documents cited in the European search report is (are) enclosed as well.

The following specifications given by the applicant have been approved by the Search Division:

☒ abstract

☒ title

☐ The abstract was modified by the Search Division and the definitive text is attached to this communication.

The following figure will be published together with the abstract:

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ACCOUNTS GT2

☒ YES / ☐ NO

REFUND OF THE SEARCH FEE

If applicable under Article 10 Rules relating to fees, a separate communication from the Receiving Section on the refund of the search fee will be sent later.





DOCUMENTS CONSIDERED TO BE RELEVANT			
Category	Citation of document with indication, where appropriate, of relevant passages	Relevant to claim	CLASSIFICATION OF THE APPLICATION (Int.CI.7)
X	DE 100 07 550 A (TANNER PETER) 7 September 2000 (2000-09-07) * column 1, line 44 - column 3, line 30; figures 3,4 *	1-5, 17-20	E03C1/33 F16B1/00
Y		6,8,9, 21,23,24	
A		13	
Y	DE 198 34 370 C (BLANCO GMBH & CO KG) 30 September 1999 (1999-09-30) * column 5, line 36 - column 6, line 41; figures 1-3 *	6,8,9, 21,23,24	
X	US 3 229 310 A (ENSCH TOM B) 18 January 1966 (1966-01-18) * the whole document *	1,2,5,6, 9,17-19, 21	
A		13	
X	EP 0 709 528 A (FRANKE GMBH ;RAYMOND A GMBH & CO KG (DE)) 1 May 1996 (1996-05-01) * the whole document *	1-4	TECHNICAL FIELDS SEARCHED (Int.CI.7)
A		13,17	F16B E03C A47B
A	AT 393 075 B (OESPAG OESTERR SANITAER) 12 August 1991 (1991-08-12) * the whole document *	1,13,17	
A	DE 31 10 134 A (THIELMANN AG KG GEB) 14 October 1982 (1982-10-14) * the whole document *	1,13,17	
The present search report has been drawn up for all claims			
Place of search MUNICH		Date of completion of the search 9 April 2003	Examiner Geisenhofer, M
CATEGORY OF CITED DOCUMENTS			
X : particularly relevant if taken alone Y : particularly relevant if combined with another document of the same category A : technological background O : non-written disclosure P : intermediate document		T : theory or principle underlying the invention E : earlier patent document, but published on, or after the filing date D : document cited in the application L : document cited for other reasons & : member of the same patent family, corresponding document	

**ANNEX TO THE EUROPEAN SEARCH REPORT
ON EUROPEAN PATENT APPLICATION NO.**

EP 02 25 4628

This annex lists the patent family members relating to the patent documents cited in the above-mentioned European search report. The members are as contained in the European Patent Office EDP file on
The European Patent Office is in no way liable for these particulars which are merely given for the purpose of information.

09-04-2003

Patent document cited in search report		Publication date	Patent family member(s)		Publication date
DE 10007550	A	07-09-2000	DE	10007550 A1	07-09-2000
DE 19834370	C	30-09-1999	DE	19834370 C1	30-09-1999
			EP	0976881 A2	02-02-2000
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			AT	201912 T	15-06-2001
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			EP	0709528 A2	01-05-1996
			ES	2158023 T3	01-09-2001
			US	5653550 A	05-08-1997
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DE 3110134	A	14-10-1982	DE	3110134 A1	14-10-1982
			DE	3153165 C2	15-05-1985